

MAHARASHTRA POLLUTION CONTROL BOARD

Kalpataru Point, 2nd, 3rd & 4th flr.,
Sion Matunga Scheme Road No.8,
Opp. Cineplanet Cinema,
Sion, Mumbai – 400 022.

MOST URGENT

No. BO/P&L DIV/B- 608

Date: 29/1/2013

To,
Regional Officer,
Maharashtra Pollution Control Board,
Mumbai, Navi Mumbai, Raigad, Kalyan, Thane,
Pune, Nashik, Aurangabad, Kolhapur, Nagpur Chandrapur, Amravati.

Sub: Pendency of the legal matters pertaining
to your Region-need for expeditious disposal.

Sir,

The Policy & Law Division has recently taken review of the pending Hon'ble Supreme Court matters, High Court matters, Trial Court cases as well as National Green Tribunal matters pertaining to your Region. However, it appears that no effective steps have been so far taken for expeditious disposal of the pending cases before the various courts of law pertaining to your jurisdiction. This has resulted in long pendency of cases.

May I requested to depute a particular field officer for taking follow up of the legal matters pertaining to your region and also keep record of the matters as follows.

- 1) To maintain Separate Register of criminal cases pending before the Judicial Magistrate First Class/Chief Judicial Magistrate under the provisions of the Water (Prevention & Control of Pollution) Act 1974, Air (prevention & Control of Pollution) Act 1981 & Environment (protection) Act, 1986 & Rules made thereunder against the defaulting industries as well as local Bodies in your jurisdiction.
- 2) To maintain Register of pending civil suits as well as Writ Petitions/ PIL pending before the Supreme Court of India & High Court of Judicature at Mumbai, Aurangabad & Nagpur Bench and matters pending before the National Green Tribunal, New Delhi/Pune.

- 3) To maintain the List and Telephone/Cell nos. and e-mails of Panel Advocates who are appearing on behalf of the Board before the Supreme Court of India, High Court, NGT, New Delhi/Pune & Trial Courts matters pertaining to your jurisdiction.
- 4) To get in touch with our Panel Advocates who have been assigned in the matters and to inform the next date of hearing to the concerned Asstt.Law Officer of the P&L Divn. As per the jurisdiction assigned to them.
- 5) To submit the parawise comments in Writ Petitions/Public Interest Litigations / NGT matters and forward the same to the Policy & Law Division for approval of the Affidavit in the matter well within time before the date/time given by the respective Courts/Advocates.

I am directed by the Sr.Law Officer to inform you to take immediate steps to appoint specific Field Officer to perform the above work. A monthly report shall be submitted to the Policy & Law Division for necessary record & follow-up.

Yours faithfully,


(Netra Chaphekar)
I/c Law Officer

Copy submitted to:

- 1) Member Secretary, MPCB, Mumbai – for favour of information.
- 2) Sr. Law Officer, (P & L Divn)- for information.

Copy to: All Asstt.Law Officers, P&L Divn., Mumbai – for information and necessary action – They are requested to get in touch with the concerned Regional Officers as well as Panel Advocates, who are assigned the matters & to take necessary follow of the legal matters pending before the various courts of law. They are also requested to check the daily cause list of the Hon'ble Supreme Court/High Courts/ National Green Tribunal, New Delhi/Pune matters and take further follow up & steps as per orders passed by the Courts.